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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 JOSEPH DURAN,

12 Plaintiff,

13 v.

14 CELINE CERVANTES, et al.,

15 Defendants.
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No. 2:20-CV-0320-DMC-P

ORDER

17 Plaintiff, a prisoner proceeding pro se, brings this civil rights action pursuant to
18 42 U.S.C. § 1983. Pending before the Court is Plaintiff's request for class certification, ECF No.
19 8. Plaintiff's request is construed as a motion and, so construed, is denied. See Simon v.
20 Hartford Life, Inc., 546 F.3d 661, 664 (9th Cir. 2008) (holding that non-attorney plaintiff may not
21 pursue claim on behalf of others in a representative capacity).

22 IT IS SO ORDERED.

23 Dated: October 30, 2020

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25 DENNIS M. COTA
26 UNITED STATES MAGISTRATE JUDGE
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